



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA, ) Case No: 17-MJ-1321  
12 Plaintiff, )  
13 v. )  
14 MARTIN NAVARRETE-CARILLO, ) ORDER OF DETENTION  
15 )  
16 Defendant. )

17 On November 5, 2018, Defendant made his initial appearance on the criminal  
18 complaint filed in this this matter. Defendant was represented by Seema Ahmad, Deputy  
19 Federal Public Defender (“DFPD”). Defendant submitted on the Pretrial Services  
20 Agency’s recommendation of detention.

I.

22 A. ( ) On motion of the Government in a case allegedly involving:

23 1. ( ) a crime of violence.

24 2. ( ) an offense with maximum sentence of life imprisonment or death.

25 3. ( ) a narcotics or controlled substance offense with maximum sentence

26 of ten or more years.

27 4. ( ) any felony - where defendant convicted of two or more prior offenses

28 described above.

29 5. ( ) any felony that is not otherwise a crime of violence that involves a

1 minor victim, or possession or use of a firearm or destructive device  
2 or any other dangerous weapon, or a failure to register under 18  
3 U.S.C. § 2250.

4

5 B. ( x ) On motion by the Government/( ) on Court's own motion, in a case  
6 allegedly involving illegal alien found in the United States following  
7 deportation:  
8 ( x ) On the further allegation by the Government of:  
9 1. ( x ) a serious risk that the defendant will flee.  
10 2. ( ) a serious risk that the defendant will:  
11 a. ( ) obstruct or attempt to obstruct justice.  
12 b. ( ) threaten, injure or intimidate a prospective witness or  
13 juror, or attempt to do so.  
14 C. The Government ( ) is/( x ) is not entitled to a rebuttable presumption that no  
15 condition or combination of conditions will reasonably assure the defendant's  
16 appearance as required and the safety or any person or the community.

17

18 **II.**

19 A. ( x ) The Court finds by a preponderance of the evidence that no condition or  
20 combination of conditions will reasonably assure:  
21 ( x ) the appearance of the defendant as required.  
22 ( X ) and/or  
23 ( x ) The Court finds by clear and convincing evidence that no condition or  
24 combination of conditions will reasonably assure:  
25 ( x ) the safety of any person or the community.  
26

27 B. ( ) The Court finds that the defendant has not rebutted by sufficient evidence to  
28 the contrary the presumption provided by statute.

III.

The Court's findings are based on the evidence which was presented in Court, the information contained in the Pretrial Services Report, and a consideration of the following:

5 A. (X) the nature and circumstances of the offense(s) charged, including whether  
6 the offense is a crime of violence, a Federal crime of terrorism, or involves  
7 a minor victim or involves a controlled substance, firearm, explosive, or  
8 destructive device;

9 B. (X) the weight of evidence against the defendant is high;

10 C. (X) the history and characteristics of the defendant as set forth below in section  
11 V; and

12 D. (X) the nature and seriousness of the danger to any person or the community as  
13 set forth below in section V .

IV.

The Court also has considered the affidavit in support of the criminal complaint and the facts set forth in the Pretrial Services Report and its recommendation.

V

20 The Court bases the foregoing finding(s) on the following:

21 A. (x ) As to flight risk:

22 Defendant was previously convicted of felony narcotics offenses on June 17, 1998, July 30, 1998,  
23 January 24, 2008, and March 1, 2017. Defendant was also convicted of illegal entry on December 17,  
24 2009.

25 Defendant has no legal status in the United States and has been previously deported from the  
26 United States 2000, 2011 and 2013

27 Defendant is associated with multiple name variations, aliases and dates of birth

28 Defendant has returned to the United States following his deportation without permission before

VI.

3 A. ( ) The Court finds that a serious risk exists the defendant will:

4           1. ( ) obstruct or attempt to obstruct justice.

5           2. ( ) attempt to/ ( ) threaten, injure or intimidate a witness or juror.

6 B. The Court bases the foregoing finding(s) on the following:

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VII.

12 A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.

13 B. IT IS FURTHER ORDERED that the defendant be committed to the custody of the

14 Attorney General for confinement in a corrections facility separate, to the extent

15 practicable, from persons awaiting or serving sentences or being held in custody

16 pending appeal.

17 C. IT IS FURTHER ORDERED that the defendant be afforded reasonable opportunity

18 for private consultation with counsel.

19 D. IT IS FURTHER ORDERED that, on order of a Court of the United States or on

20 request of any attorney for the Government, the person in charge of the corrections

21 facility in which defendant is confined deliver the defendant to a United States

22 marshal for the purpose of an appearance in connection with a court proceeding.

25 | DATED: November 5, 2018

/s/  
**ALKA SAGAR**  
**UNITED STATES MAGISTRATE JUDGE**